

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

DISPENSING TECHNOLOGIES B.V.,

Plaintiff,

v.

THE PARTNERSHIPS and  
UNINCORPORATED ASSOCIATIONS  
IDENTIFIED ON SCHEDULE “A”,

Defendants.

Case No. 24-cv-00407

**Judge Sara L. Ellis**

**Magistrate Judge Beth W. Jantz**

**SEALED TEMPORARY RESTRAINING ORDER**

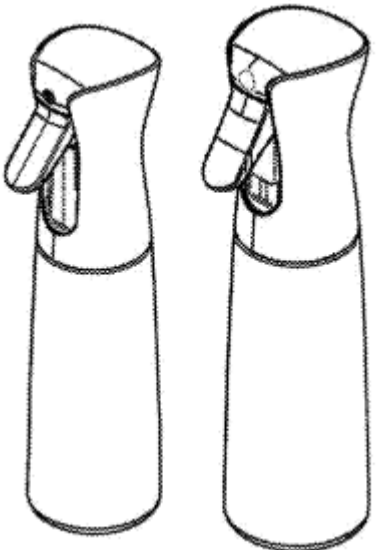
Plaintiff Dispensing Technologies B.V. (“Plaintiff” or “Dispensing Technologies”) filed an *Ex Parte* Motion for Entry of a Temporary Restraining Order Including a Temporary Injunction, a Temporary Asset Restraint, and Expedited Discovery, and Motion for Electronic Service of Process Pursuant to Fed. R. Civ. P. 4(f)(3) (the “Motions”) against the fully interactive, e-commerce stores<sup>1</sup> operating under the seller aliases identified in Schedule A to the Complaint and attached hereto (collectively, “Defendants”) and using at least the online marketplace accounts identified in Schedule A (the “Online Marketplaces”). After reviewing the Motions and the accompanying record, this Court GRANTS Plaintiff’s Motions in part as follows.

This Court finds, in the absence of adversarial presentation, that it has personal jurisdiction over Defendants because Defendants directly target their business activities toward consumers in the United States, including Illinois. Specifically, Plaintiff has provided a basis to conclude that Defendants have targeted sales to Illinois residents by setting up and operating e-commerce stores

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<sup>1</sup> The e-commerce store urls are listed on Schedule A hereto under the Online Marketplaces.

that target United States consumers using one or more seller aliases, offer shipping to the United States, including Illinois, accept payment in U.S. dollars, and/or funds from U.S. bank accounts, and have sold the same product, namely the spraying device shown in Exhibit 1 to the Complaint [3], that infringes Plaintiff's U.S. Patent No. D830,194 (the "Infringing Product") to residents of Illinois. In this case, Plaintiff has presented screenshot evidence that each Defendant e-commerce store is reaching out to do business with Illinois residents by operating one or more commercial, interactive internet stores through which Illinois residents can and do purchase infringing products. *See* Docket No. [16], Exhibit 2 to the Declaration of Femke Vos, which includes screenshot evidence confirming that each Defendant internet store does stand ready, willing and able to ship its infringing goods to customers in Illinois.

Patent Number	Claim	Issue Date
D830,194		October 9, 2018

This Court also finds that issuing this Order without notice pursuant to Rule 65(b)(1) of the Federal Rules of Civil Procedure is appropriate because Plaintiff has presented specific facts in the Declaration of Femke Vos [15], paragraphs 18-23, and the Declaration of Justin R. Gaudio [14], paragraphs 5-11, in support of the Motion and accompanying evidence clearly showing that immediate and irreparable injury, loss, or damage will result to the movant before the adverse party can be heard in opposition. Specifically, in the absence of an *ex parte* Order, Defendants could and likely would move any assets from accounts in financial institutions under this Court's jurisdiction to off-shore accounts. Accordingly, this Court orders that:

1. Defendants, their officers, agents, servants, employees, attorneys, and all persons acting for, with, by, through, under, or in active concert with them be temporarily enjoined and restrained from:
  - a. offering for sale, selling, and importing the Infringing Products;
  - b. aiding, abetting, contributing to, or otherwise assisting anyone in offering for sale, selling, and importing the Infringing Products; and
  - c. effecting assignments or transfers, forming new entities or associations or utilizing any other device for the purpose of circumventing or otherwise avoiding the prohibitions set forth in Subparagraphs (a) and (b).
2. Defendants shall not transfer or dispose of any money or other of Defendants' assets in any of Defendants' financial accounts.
3. Plaintiff is authorized to issue expedited written discovery to Defendants, pursuant to Federal Rules of Civil Procedure 33, 34, and 36, related to:

- a. the identities and locations of Defendants, their officers, agents, servants, employees, attorneys, and any persons acting in active concert or participation with them, including all known contact information and all associated e-mail addresses;
- b. the nature of Defendants' operations and all associated sales, methods of payment for services, and financial information, including, without limitation, identifying information associated with the Online Marketplaces and Defendants' financial accounts, including Defendants' sales and listing history related to their respective Online Marketplaces; and
- c. any financial accounts owned or controlled by Defendants, including their officers, agents, servants, employees, attorneys, and any persons acting in active concert or participation with them, including such accounts residing with or under the control of any banks, savings and loan associations, payment processors or other financial institutions, including, without limitation, PayPal, Inc. ("PayPal"), eBay, Inc. ("eBay"), Alipay, ContextLogic Inc. d/b/a Wish.com ("Wish.com"), Alibaba Group Holding Ltd. ("Alibaba"), Ant Financial Services Group ("Ant Financial"), Walmart Inc. ("Walmart"), Etsy, Inc. ("Etsy"), WhaleCo, Inc. ("Temu"), DHgate.com ("DHgate"), Amazon Pay, or other merchant account providers, payment providers, third party processors, and credit card associations (e.g., MasterCard and VISA).

Plaintiff is authorized to issue any such expedited discovery requests via e-mail. Defendants shall respond to any such discovery requests within three (3) business days of being served via e-mail.

- 4. Upon Plaintiff's request, any third party with actual notice of this Order who is providing services for any of the Defendants, or in connection with any of Defendants' Online

Marketplaces, including, without limitation, any online marketplace platforms such as eBay, AliExpress, Alibaba, Amazon.com, Inc. (“Amazon”), Wish.com, Walmart, Etsy, Temu, and DHgate (collectively, the “Third Party Providers”), shall, within seven (7) calendar days after receipt of such notice, provide to Plaintiff expedited discovery, limited to copies of documents and records in such person’s or entity’s possession or control sufficient to determine:

- a. the identities and locations of Defendants, their officers, agents, servants, employees, attorneys, and any persons acting in active concert or participation with them, including all known contact information and all associated e-mail addresses;
- b. the nature of Defendants’ operations and all associated sales, methods of payment for services, and financial information, including, without limitation, identifying information associated with the Online Marketplaces and Defendants’ financial accounts, including Defendants’ sales and listing history related to their respective Online Marketplaces; and
- c. any financial accounts owned or controlled by Defendants, including their officers, agents, servants, employees, attorneys, and any persons acting in active concert or participation with them, including such accounts residing with or under the control of any banks, savings and loan associations, payment processors or other financial institutions, including, without limitation, PayPal, eBay, Alipay, Wish.com, Alibaba, Ant Financial, Amazon Pay, Walmart, Etsy, Temu, DHgate, or other merchant account providers, payment providers, third party processors, and credit card associations (e.g., MasterCard and VISA).

5. Upon Plaintiff's request, those with notice of this Order, including the Third Party Providers as defined in Paragraph 4, shall within seven (7) calendar days after receipt of such notice, disable and cease displaying any advertisements used by or associated with Defendants in connection with the sale of the Infringing Products.
6. Any Third Party Providers, including PayPal, eBay, Alipay, Alibaba, Ant Financial, Wish.com, Walmart, Etsy, DHgate, Temu, and Amazon Pay, shall, within seven (7) calendar days of receipt of this Order:
  - a. locate all accounts and funds connected to Defendants' seller aliases, including, but not limited to, any financial accounts connected to the information listed in Schedule A hereto, the e-mail addresses identified in Exhibit 2 to the Declaration of Femke Vos, and any e-mail addresses provided for Defendants by third parties; and
  - b. restrain and enjoin any such accounts or funds from transferring or disposing of any money or other of Defendants' assets until further order by this Court.
7. Plaintiff may provide notice of the proceedings in this case to Defendants, including notice of the preliminary injunction hearing, service of process pursuant to Fed. R. Civ. P. 4(f)(3), and any future motions, by electronically publishing a link to the Complaint, this Order, and other relevant documents on a website and by sending an e-mail with a link to said website to the e-mail addresses identified in Exhibit 2 to the Declaration of Femke Vos and any e-mail addresses provided for Defendants by third parties. The Clerk of the Court is directed to issue a single original summons in the name of "The Partnerships and all other Defendants identified in the Complaint" that shall apply to all Defendants. The combination of providing notice via electronic publication and e-mail, along with any notice that Defendants receive from payment processors, shall constitute notice reasonably

calculated under all circumstances to apprise Defendants of the pendency of the action and afford them the opportunity to present their objections.

8. Plaintiff must provide notice to Defendants of any motion for preliminary injunction as required by Rule 65(a)(1).
9. Plaintiff's Schedule A to the Complaint [2], Exhibit 1 to the Complaint [3], Exhibit 2 to the Declaration of Femke Vos [16], and this Order shall remain sealed until further order by this Court or until the Order expires, whichever occurs earlier.
10. Within seven (7) calendar days of entry of this Order, Plaintiff shall deposit with the Court ten thousand dollars (\$10,000), either cash or surety bond, as security, which amount has, in the absence of adversarial testing, been deemed adequate for the payment of such damages as any person may be entitled to recover as a result of a wrongful restraint hereunder.
11. Any Defendants that are subject to this Order may appear and move to dissolve or modify the Order as permitted by and in compliance with the Federal Rules of Civil Procedure and the Northern District of Illinois Local Rules. Any third party impacted by this Order may move for appropriate relief.
12. This Temporary Restraining Order without notice is entered at 3:30 P.M. on this 23<sup>rd</sup> day of January 2024 and shall remain in effect for fourteen (14) calendar days.



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Sara L. Ellis  
United States District Judge

**Dispensing Technologies B.V. v. The Partnerships and Unincorporated Associations  
Identified on Schedule "A" - Case No. 24-cv-00407**

## Schedule A

<b>Defendant Online Marketplaces</b>		
<b>No</b>	<b>URL</b>	<b>Name / Seller Alias</b>
1	dgjiaxin.en.alibaba.com	Dongguan Jiaxin Industrial Limited
2	yingyaodg.en.alibaba.com	Dongguan Yingyao Packaging Products Co., Ltd.
3	xingyuan-packaging.en.alibaba.com	Guangzhou Xingyuan Plastic Manufacturing Co., Ltd.
4	hairbeautytool.en.alibaba.com	Guangzhou Youyuemei Beauty & Hairdressing Product Co., Ltd.
5	hengyipack.en.alibaba.com	Hangzhou Hengyi Pack Co., Ltd.
6	hzrs.en.alibaba.com	Hangzhou R.S Group Co., Ltd.
7	cnchj.en.alibaba.com	Hebei Chengjin Packing Products Sale Co., Ltd.
8	meibopackaging.en.alibaba.com	Hebei Meibo Packaging Products Co., Ltd.
9	hnlikeyou.en.alibaba.com	Henan Likeyou E-Commerce Co., Ltd.
10	goodcreativity.en.alibaba.com	Hunan Good Creative Import And Export Trade Co., Ltd.
11	lwproducts.en.alibaba.com	Jiangsu Liwei Products Co., Ltd.
12	cntzbeiwei.en.alibaba.com	Jiangsu Push World Co., Ltd.
13	jadewell.en.alibaba.com	Jiangyin Jadewell Plastic Co., Ltd.
14	cndazen.en.alibaba.com	Ningbo Dazen Technology Co., Ltd.
15	showyway.en.alibaba.com	Ningbo Showyway Plastics Co., Ltd.
16	nbsteng.en.alibaba.com	Ningbo Steng Commodity Co., Ltd.
17	nbtopfuture.en.alibaba.com	Ningbo Top Future International Trading Co., Ltd.
18	nblucky123.en.alibaba.com	Ningbo Xingyang Trading Co., Ltd.
19	elhousewares.en.alibaba.com	Qingdao Easylife Housewares Co., Ltd.
20	amazingpack.en.alibaba.com	Shaoxing Amazing Pack Co., Ltd.
21	qdsinoglass.en.alibaba.com	Sinoglass Housewares Co., Ltd.
22	cnglassbottlejar.en.alibaba.com	Xuzhou Furun Packing Products Manufacturing Co., Ltd.
23	honghuaglass.en.alibaba.com	Xuzhou Honghua Glass Technology Co., Ltd.
24	cn1519549080mdmv.en.alibaba.com	Yiwu Caijun Trading Co., Ltd.
25	yisiglass.en.alibaba.com	Yiwu Yisi Glass Products Co., Ltd.
26	nb-start.en.alibaba.com	Yuyao Greenyard Tools Co., Ltd.



27	yyhy.en.alibaba.com	Yuyao Hongye Commodity Co., Ltd.
28	luckycommodity.en.alibaba.com	Yuyao Lucky Commodity Co., Ltd
29	yysenye.en.alibaba.com	Yuyao Senye Packaging Co., Ltd.
30	doctorhome.en.alibaba.com	Yuyao Youfond Houseware Co., Ltd.
31	sanle.en.alibaba.com	Zhejiang Sanle Plastic Co., Ltd.
32	amazon.com/sp?seller=A2D2T5FLQSKW0J	A2D2T5FLQSKW0J
33	amazon.com/sp?seller=A1PTUUEWEAB7Y	cjjc
34	amazon.com/sp?seller=A31EL1PHZMARC	Dalireve
35	amazon.com/sp?seller=A1IMKO0LLJHTFP	Df.Unicorn
36	amazon.com/sp?seller=A29IWPMDVYEREA	ECOJIA
37	amazon.com/sp?seller=A1FRJ0RQ22VHYU	Fika Lagom
38	amazon.com/sp?seller=A2LNBOJHB2ASDY	FIRUZA-US
39	amazon.com/sp?seller=AVB0T0AO93SCF	GZLY-Official
40	amazon.com/sp?seller=A1J3F3CJ56S6VW	HCKJ-US
41	amazon.com/sp?seller=AHSED7A387690	HuiLin Direct
42	amazon.com/sp?seller=A21SVG4P9S4L12	IronPro home appliances
43	amazon.com/sp?seller=A2ZR494U5XGSYK	JQYJLX
44	amazon.com/sp?seller=A26YPCSCAISI5P	Kmiufy US
45	amazon.com/sp?seller=A38X5AHGWXYMCT	Kovee
46	amazon.com/sp?seller=A2ZTY0YA0A8Y20	laiyunn
47	amazon.com/sp?seller=AWJVYOEHDGNH5	lessmon
48	amazon.com/sp?seller=AYO5KXXTY5128	Light Luxury Life Department Store
49	amazon.com/sp?seller=A1REGLUQQPLUH4	Meipo
50	amazon.com/sp?seller=A2A9SXRZKF9PU9	Mingkee
51	amazon.com/sp?seller=A3DAEQDCYXH56U	Mistany
52	amazon.com/sp?seller=A34MONURFFFE5G	Shudyear
53	amazon.com/sp?seller=AUCJ0WUUIH135	SiHai Store
54	amazon.com/sp?seller=ARNAYOIMJ95BZ	Spring Technology
55	amazon.com/sp?seller=A247G9EM6BBFHZ	SSSBOTTLE
56	amazon.com/sp?seller=A3MOVD4IGNH79D	SUPERIUM
57	amazon.com/sp?seller=A2SS6NFUY6V84L	Swanliss
58	amazon.com/sp?seller=A1G8ARQPUI6YKF	TOOLINKIN
59	amazon.com/sp?seller=A1AH0U4HKT6SUW	USA TEQUILA ONLINE
60	amazon.com/sp?seller=A2VZN2QMZYW161	VanSerd
61	amazon.com/sp?seller=A11UKNONWC8L6	wanghuan01
62	amazon.com/sp?seller=A3D7DP6ZG0A5SW	wondermall
63	amazon.com/sp?seller=A3IKS6MGRVNT5K	XXCC